

Serial No. 09/898,040

Docket No. K-0280

Amtd. dated September 13, 2004Reply to Office Action of March 12, 2004**REMARKS/ARGUMENTS**

Claims 43-47, 49-56, 58-60, and 64-97 are pending in this application. Claims 43-47, 49-56, 58-60 have been amended. Claims 64-97 are newly presented. Claims 1-42, 48, 57, and 61-63 are cancelled without prejudice or disclaimer. As shown by the cancellation, Group IV has been elected with traverse. Further, the new claims 64-97 are directed to the elected group since they relate to rate adaption.

**CONCLUSION**

In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney, at the telephone number listed below.

In view of the foregoing amendments and remarks, it is respectfully submitted that this application is in condition for allowance. Favorable consideration and prompt allowance are earnestly solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this,

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concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and  
please credit any excess fees to such deposit account.

Respectfully submitted,  
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Deborah A. Cummings

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